IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FOURTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 14726 of 2004

Between:

K. Sekhar Babu, S/o. Late K. Bikshapathi,
H.No. 11-6-93, Pratap Nagar, Christian Colony, Warangal-13. Warangal District.

... PETITIONER

AND

A.P. State Financial Corporation, Rep. by Chief General Manager (HRD),
Chirag Ali Lane, Hyderabad- 500 001.

...RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of MANDAMUS and direct the respondent to release the ex-gratia amount in lieu of compassionate appointment on account of the death of the father of the petitioner (Late K. Bikshapathi) to the Petitioner with interest from the date on which the amount is due till the date of payment by declaring the action in not paying the ex-gratia to the petitioner as illegal, arbitrary and discriminatory.

Counsel for the Petitioner: Mr.P.NAVEEN RAO

Counsel for the Respondent: Mr.Y.N.LOHITA

The Court at the admission stage made the following:

Oral Order:

Counter not filed.

The petitioner is the son of a deceased employee of the respondent. He made an application for compassionate appointment and the respondent rejected the same. The petitioner therefore made a representation to the respondent on 9-3-2002 for ex-gratia payment in lieu of compassionate appointment on account of the death of his father, but the respondent has not made ex-gratia payment till today. The petitioner contends that as per the scheme dated 11-11-1999 of the respondent Corporatioin, if the dependant of the deceased employee is not considered for employment on compassionate grounds, compensation amount has to be paid to the dependant. He therefore claims that he is entitled for such compensation amount in lieu of compassionate appointment.

In the light of the submissions made by the petitioner, the respondent is directed to pass appropriate orders on the representation dated 9-3-2002 regarding his claim for ex-gratia payment in lieu of compassionate appointment on account of the death of his father while in service.

With the above directions, the writ petition is disposed of.

_____

(Dr.G. Yethirajulu, J)

14th September 2004

svs

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. Chief General Manager (HRD),
   A.P. State Financial Corporation , Chirag Ali Lane, Hyderabad- 500 001.

2. 2 CD copies